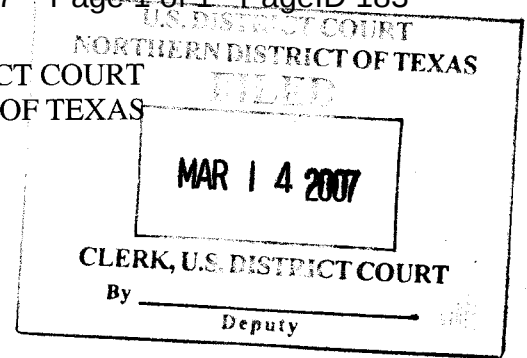


IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION



HENRY SEBASTIAN ROHDEN,

Petitioner,

v.

H. R. RIOS, JR., Warden,
Federal Correctional Institution, Florence, CO,

Respondent.

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2:06-CV-0146

**ORDER ADOPTING REPORT AND RECOMMENDATION and
DENYING APPLICATION TO PROCEED *IN FORMA PAUPERIS* ON APPEAL**

Petitioner HENRY SEBASTIAN ROHDEN has filed with this Court an application to proceed *in forma pauperis* on appeal. On January 18, 2007, the United States Magistrate Judge issued a Report and Recommendation in this cause, recommending therein that the application be denied because petitioner had sufficient funds to pay the applicable appellate filing fee. Petitioner has not filed any objections to the Report and Recommendation.

The undersigned United States District Judge has made an independent examination of the record in this case. Petitioner has sufficient funds with which to pay the filing fee on appeal. The Magistrate Judge's Report and Recommendation is hereby ADOPTED. Accordingly, the application to proceed *in forma pauperis* on appeal filed by petitioner is hereby DENIED.

IT IS SO ORDERED.

ENTERED this 14th day of March 2007.


MARY LOU ROBINSON
UNITED STATES DISTRICT JUDGE